

08-22-01



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

AF/\$
RECEIVED
AUG 23 2001
TECH CENTER 1600/2900

Applicants: Dean Engelhardt et al.

Serial No. 08/479,997

Filed: June 7, 1995

Title: OLIGO- OR POLYNUCLEOTIDES, AND
OTHER COMPOSITIONS COMPRISING
PHOSPHATE MOIETY LABELED NUCLEOTIDES
(AS PREVIOUSLY AMENDED)

Group Art Unit: 1634

Ex'r: Scott W. Houtteman

DUPLICATE
COPY

527 Madison Avenue, 9th Floor
New York, New York 10022
August 20, 2001

FILED BY EXPRESS MAIL

Honorable Commissioner
of Patents and Trademarks
Washington, D.C. 20231

REQUEST FOR AN EXTENSION OF TIME (FIVE MONTHS)

Dear Sirs:

Pursuant to the provisions of 37 C.F.R. §1.136(a), Applicants hereby request an extension of time (5 months) for filing a response, in this case, the Appeal Brief, in connection with the above-identified application. A Notice of Appeal was filed on January 18, 2001. The Appeal Brief was originally due on March 18, 2001. Upon the expected granting of this extension request, the new deadline for filing the Appeal Brief was August 18, 2001. Because August 18, 2001 fell on a Saturday, under 37 C.F.R §1.7, action may be taken on the next succeeding day which is not a Saturday, Sunday, or a Federal holiday. Therefore, the new deadline for filing the Appeal Brief is August 20, 2001. Accordingly, the Appeal Brief is being timely filed.

Enz-5(D6)(C2)

RECEIVED

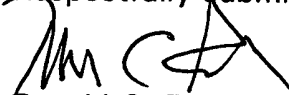
AUG 23 2001

TECH CENTER 1000/8000

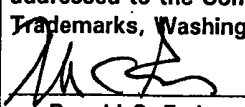
The Patent and Trademark office is hereby authorized to charge Deposit Account No. 05-1135 for the requisite fee of \$1,890.00 for an extension for response within the third month as set forth in 37 C.F.R. §1.17(a)(5). No other fee is believed due in connection with this extension request. If any other fee or fees are due, however, authorization is hereby made to charge the amount of any such other fee(s) to Deposit Account No. 05-1135 or to charge any overpayment thereto. A DUPLICATE copy of this sheet is enclosed.



Respectfully submitted,


Ronald C. Fedus
Registration No. 32,567
Attorney for Applicants

ENZO DIAGNOSTICS, INC.
c/o Enzo Biochem, Inc.
527 Madison Avenue, 9th Floor
New York, New York 10022
Tel.: (212) 583-0100
Fax.: (212) 583-0150

| EXPRESS MAIL CERTIFICATE | |
|--|----------------------------|
| "Express Mail" Label No. <u>EL531126035US</u> | |
| Deposit Date <u>August 20, 2001</u> | |
| I hereby certify that this paper and the attachments herein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington DC 20231. | |
|  Ronald C. Fedus Reg. No. 32,567 | <u>AUG 20 2001</u> Date |